

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**TREVOR D'ANDRADE, on behalf of  
himself and all others similarly situated,**

**Plaintiff,**

**v.**

**WELLS FARGO BANK, N.A.**

**Defendant.**  
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**CASE NO: 11-cv-1800(RA)(MHD)**

**NOTICE OF PLAINTIFF'S MOTION  
FOR PRELIMINARY APPROVAL OF  
CLASS ACTION SETTLEMENT,  
CONDITIONAL CERTIFICATION OF  
THE SETTLEMENT CLASS, AND  
PROVIDING FOR NOTICE**

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law, Declaration of Mark Faktor, Declaration of Linda Stetson, and Declaration of Michael D. Palmer and attached materials, Plaintiff Trevor D'Andrade, by his undersigned attorneys will and hereby does move this Court before the Honorable Ronnie Abrams, U.S.D.J., the United States District Court of New York, 40 Foley Square, New York, New York 10007, for an Order granting preliminary approval of a class action settlement, conditionally certifying the settlement class for settlement purposes, and providing for notice.

Dated: New York, New York  
April 5, 2013

Respectfully submitted,

JOSEPH & KIRSCHENBAUM LLP

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settlement class*